

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE COEUR D'ALENE-SPOKANE RIVER  
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-16075

Date Received: 5/25/10

Receipt No: N029496

Received By: Dev

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s) Arnold Van Clasper Phone 208 660 3184

Mailing Address 3011 S. Moose Creek CDA ID Zip 83824  
Street or Box City State

2. Date of Priority: (Only one per claim) 9/09/1986  
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other X (a) Well  
which is tributary to (b) \_\_\_\_\_

4. Location of Point of Diversion is: Township 50, Range 40 N, Section 29,  
SW 1/4 of SW 1/4, or Govt. Lot \_\_\_\_\_ BM. County of Kootenai;  
Parcel (PIN) no. -6100

Additional points of diversion if any: \_\_\_\_\_

If available, GPS coordinates: \_\_\_\_\_

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, Etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

Well Re drilled 1992

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)  
For Domestic purposes from Jan 1 to Dec 31 amount 0.04 cfs

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total Quantity claimed .04 cfs ( ) or AFY ( )

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) 1 Home

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9. Location of Place of Use is: Township 50, Range 4W3N, Section 29,  
S.W 1/4 of S.W 1/4, Govt. Lot \_\_\_\_\_ BM. Parcel (PIN) no. \_\_\_\_\_

If different than shown in Item 4

for (Check One) **Domestic** ☒ **Stock** ( ) **Domestic and Stock** ( )

Additional places of use, if any \_\_\_\_\_

10. In which county (ies) are lands listed above as place of use located? Kootenai

11. Do you own the property listed above as place of use? Yes ☒ No ( )

If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

\_\_\_\_\_ or None ☒

13. Remarks:

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice ( ) License ( ) Permit ( ) Decree ( )

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff v. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Adjudication." (b.) I/We do ( ) do not ( ) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature]

Date: 5/25/10

Date: \_\_\_\_\_

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

\_\_\_\_\_ of \_\_\_\_\_,  
Title Organization

that I have signed the foregoing document in the space below as

\_\_\_\_\_ of \_\_\_\_\_,  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

16. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Identification No. \_\_\_\_\_

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**EXHIBIT "A"**

A tract of land in the Southwest quarter, Section 29, Township 50 North, Range 4 W.B.M., Kootenai County, State of Idaho, more particularly described as follows:

Commencing at a 2 inch iron pipe which bears North  $61^{\circ}18'35''$  East, a distance of 1412.55 feet from the Southwest corner of said Section 29, said iron pipe being the True Point of Beginning for this description; thence

North  $44^{\circ}05'21''$  West, a distance of 469.18 feet to a 5/8 inch iron pin on the Easterly edge of a 40.00 foot easement; thence

Continuing North  $44^{\circ}05'21''$  West, a distance of 52.06 feet to a 5/8 inch iron pin; thence

North  $06^{\circ}07'12''$  East, a distance of 307.74 feet to a 5/8 inch iron pin; thence

North  $16^{\circ}24'22''$  East, a distance of 229.38 feet to a 5/8 inch iron pin; thence

South  $42^{\circ}07'56''$  East, a distance of 23.45 feet to Point "A" for this description; thence

North  $79^{\circ}19'45''$  East, a distance of 101.06 feet to a point of curve; thence

Along the curve, being concave to the Northwest, a distance of 72.50 feet, the radius of said curve being 230.14 feet, the chord of which bears North  $70^{\circ}18'15''$  East, a distance of 72.20 feet to a point on the curve; thence

South  $28^{\circ}43'16''$  East, a distance of 19.91 feet to a point of curve; thence

Along the curve, being concave to the North, a distance of 33.75 feet, the radius of said curve being 25.05 feet, the delta angle being  $77^{\circ}12'06''$ , to a point of tangent; thence

North  $74^{\circ}04'38''$  East, a distance of 57.20 feet to a point of curve; thence

Along the curve, being concave to the South, a distance of 39.78 feet, the radius of said curve being 154.03 feet, the delta angle being  $14^{\circ}47'46''$ , to a point of tangent; thence

Continued

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EXHIBIT "A" - CONTINUED

North 88°52'24" East, a distance of 67.00 feet to a point of curve; thence

Along the curve, being concave to the South, a distance of 38.56 feet, the radius of said curve being 58.98 feet, the delta angle being 37°27'38", to a point of tangent; thence

South 53°39'58" East, a distance of 19.82 feet to a point of curve; thence

Along the curve, being concave to the West, a distance of 83.77 feet, the radius of said curve being 45.36 feet, the delta angle being 105°49'04", to a point of tangent; thence

South 52°09'06" West, a distance of 37.67 feet to a point of curve; thence

Along the curve, being concave to the East, a distance of 84.84 feet, the radius of said curve being 102.82 feet, the delta angle being 47°16'33", to a point of tangent; thence

South 04°52'33" West, a distance of 66.00 feet to a point of curve; thence

Along the curve, being concave to the Northeast, a distance of 40.86 feet, the radius of said curve being 28.11 feet, the delta angle being 83°17'17", to a point of tangent; thence

South 78°24'44" East, a distance of 93.93 feet; thence

North 88°06'08" East, a distance of 71.57 feet; thence

South 86°57'10" East, a distance of 48.54 feet to a point of curve; thence

Along the curve, being concave to the Southwest, a distance of 89.04 feet, the radius of said curve being 51.92 feet, the delta angle being 98°15'35", to a point of tangent; thence

South 11°18'25" West, a distance of 40.00 feet to a point of curve; thence

Along the curve, being concave to the Northwest, a distance of 196.32 feet, the radius of said curve being 418.812 feet, the delta angle being 26°51'28", to a point of tangent; thence

South 38°09'53" West, a distance of 445.29 feet to Point "B" for this description; thence

North 44°05'21" West, a distance of 20.18 feet to the True Point of Beginning.

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTYPEWRITER OR  
BALLPOINT PEN

## WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources  
within 30 days after the completion or abandonment of the well.

## 1. WELL OWNER

Name ARNIE VAN CLEAVE  
Address W-6080 COUGAR CULCH  
Owner's Permit No. 0000

## 7. WATER LEVEL

Static water level at 125 feet below land surface.  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by: ☐ Valve ☐ Cap ☐ Plug  
Temperature \_\_\_\_\_ °F. Quality \_\_\_\_\_  
Describe artesian or temperature zones below.2. NATURE OF WORK 95-83-N-86☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe abandonment procedures such as  
materials, plug depths, etc. in lithologic log)

## 8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other \_\_\_\_\_

Discharge G.P.M. Pumping Level Hours Pumped

2 GPM

## 3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal  
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection  
☐ Other \_\_\_\_\_ (specify type)

## 4. METHOD DRILLED

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary  
☐ Cable ☐ Dug ☐ Other \_\_\_\_\_

## 5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other \_\_\_\_\_Thickness Diameter From To  
250 inches 6 inches + 1 feet 39 feet  
inches inches feet feet  
125/151 inches 4" PDC inches 27 feet 327 feet  
inches inches feet feetWas casing drive shoe used? ☒ Yes ☐ No  
Was a packer or seal used? ☐ Yes ☒ No  
Perforated? ☒ Yes ☐ No  
How perforated? ☐ Factory ☐ Knife ☒ Drill  
Size of perforation 4 inches by 18 inchesNumber From To  
100 perforations 302 feet 327 feet  
20 perforations 302 feet 302 feet  
perforations feet feetWell screen installed? ☐ Yes ☒ No

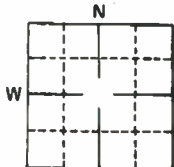
Manufacturer's name \_\_\_\_\_

Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feetGravel packed? ☐ Yes ☒ No ☐ Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feetSurface seal depth 20 Material used in seal: ☐ Cement grout  
☒ Bentonite ☐ Pudding clay ☐ \_\_\_\_\_Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing  
☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent  
Weld☐ Cemented between strata

Describe access port \_\_\_\_\_

## 6. LOCATION OF WELL

Sketch map location must agree with written location



Subdivision Name \_\_\_\_\_

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County BOONVILLESE 1/4 SE 1/4 Sec. 29, T. 50 N. R. 4 W.

## 10.

Work started 7/10/83 finished 9/21/83

## 11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were  
complied with at the time the rig was removed.Firm Name UNITED DRILLING INC. Firm No. 414Address PO Box 2499 PDA IDA Date 9/22/83Signed by (Firm Official) Robert R. Vally, Pres.and  
(Operator) David H. MaultSCANNED  
MAY 25 2010